

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

PUBLIC SERVICES – Prohibition & Excise Department – Sri Chowdary Jagannadham, formerly Prohibition & Excise Inspector, Intelligence Wing, Srikakulam District (Retired on 30.11.2007) – Disproportionate Assets Case - Acquitted by the Hon'ble Special Judge for ACB Cases, Visakhapatnam – Criminal Appeal filed in the Hon'ble High Court – Interim Orders – Departmental Action - Punishment of 10% cut in pension for a period of one year - Pending finalization of the Hon'ble High Court orders - Release of pensionary benefits – Orders – Issued.

REVENUE (VIGILANCE-V) DEPARTMENT

G.O.Rt. No. 1537

Dated: 17.10.2013.

Read the following:-

- 1) From the D.G., ACB, Hyd. Lr.Rc.No.5/RCA-VSK/97-S.12, dt.14.09.1999.
- 2) G.O. Ms. No.348, Revenue (Excise-I) Deptt., dt.24.5.2000.
- 3) Hon'ble Special Judge for ACB Cases, Visakhapatnam judgment, dt.11.02.2011 in CC No.114/2000.
- 4) Representation of Sri Ch. Jagannadham, P&E Inspector (Retd.), dt.23.04.2011.
- 5) From the D.G., ACB, Hyd., Lr.Rc.No.5/RCA-VSK/97-S.12, dt.17.08.2011.
- 6) Memo No.2593/Vig.V(1)/2001-19, dt.25.10.2011.
- 7) Hon'ble High Court interim orders dt.6.6.2012 in Criminal Appeal No.499/2012.
- 8) G.O.Ms.No.580, Revenue (Vig.V) Dept, dt. 22.09.2012
- 9) Representation of Sri Ch. Jagannadham, P&E Inspector (Retd.), dt.15.12.2012

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ORDER:

In the reference 1st read above, the Director General of Anti Corruption Bureau, A.P., Hyderabad has submitted his final report in respect of Sri Chowdary Jagannadham, Prohibition & Excise Inspector, Intelligence Wing, Srikakulam District (Retired on 30.11.2007) on the allegation that he had acquired assets disproportionate to the known sources of his legal income to the tune of Rs.7,98,891/- and recommended to accord sanction for prosecution of the Accused Officer in a Court of Law and also recommended to initiate Departmental Action against him for violation of APCS (CC&A) Rules.

2) In the reference 2nd read above, sanction was accorded to prosecute the Accused Officer Sri Chowdary Jagannadham, Prohibition & Excise Inspector, in a court of law. Accordingly the Anti-Corruption Bureau Authorities have filed charge sheet in the Special Court for SPE & ACB Cases, Visakhapatnam on 16.10.2000 in C.C. No.114/2000.

3) In the reference 3rd read above, the Hon'ble Special Judge for SPE & ACB Cases, Visakhapatnam has acquitted Sri Chowdary Jagannadham, Prohibition & Excise Inspector (Retired) and finding that the Accused Officer is not guilty of the offence punishable under section 13(1) (e) of the Prevention of Corruption Act, 1988.

4) In the reference 6th read above, on the request (in Lr. dt.17.08.2011) of the Director General, Anti-Corruption Bureau, Government have given permission to the Director General, Anti-Corruption Bureau to file a Criminal Appeal in the Hon'ble High Court of A.P. against the Trial Court Orders.

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5) In the reference 7th read above, the Hon'ble High Court while admitting the appeal have passed interim orders in Criminal Appeal No.499 of 2012 regarding paying the pension & other benefits to the Accused Officer mentioning the rights of the prosecution & undertaking to be given by the Accused Officer.

6) In respect of Departmental Proceedings, Article of Charges were framed, Enquiry Officer appointed and the Enquiry Officer submitted Enquiry Report. Government after careful examination of the Enquiry Report of the Assistant Commissioner of Prohibition & Excise, ENFT Zone, Srikakulam, in consultation with the APPSC & following due procedure, have imposed a punishment of 10% cut in pension for a period of one (1) year against Sri. Ch. Jagannadham, Prohibition & Excise Inspector (Retd)., Intelligence Wing, Srikakulam (reference 8th read above).

7) In the references 4th & 9th read above, Sri Ch. Jagannadham has submitted a representation and requested the Government to drop further action against the charges framed, regularize suspension period, release increments and pensionary benefits.

8) Government, after careful examination of the matter hereby inform to the Commissioner of Prohibition & Excise, A.P., Hyderabad, that the Hon'ble High Court in its interim order (in CrI. Appeal No.499/2012 dt.6.6.2012) have observed that the prosecution has every right to proceed against the properties acquired by Sri Ch. Jagannadham, Prohibition & Excise Inspector (Retd.). The Accused Officer shall also furnish an undertaking before the Court that he would not alienate the properties. Therefore, the Commissioner of Prohibition & Excise, A.P., Hyderabad is requested to release his pensionary benefits to which he is entitled, stating that the release of his pensionary benefits are subject to the out-come of Criminal Appeal No.499/2012 pending before the Hon'ble High Court & subject to obtaining an undertaking as observed by the Hon'ble High Court.

9). The Commissioner of Prohibition & Excise, A.P., Hyderabad shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P. SINGH
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner of Prohibition & Excise, A.P., Hyderabad.

(with a request to furnish the served copy)

Sri Chowdary Jagannadham, Prohibition & Excise Inspector (Retired)

Through:- the Commissioner of Prohibition & Excise, A.P., Hyderabad.

Copy to:-

The Director General, Anti Corruption Bureau, A.P., Hyderabad.

The Secretary, A.P. Vigilance Commission, Secretariat, Hyderabad.

The Directorate of Treasuries & Accounts, A.P., Hyderabad.

The District Treasury Officer, Srikakulam District.

The Accountant General, A.P., Hyderabad.

File.

//FORWARDED BY ORDER//

SECTION OFFICER